**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**ORDINARY ORIGINAL CIVIL JURISDICTION**

**WRIT PETITION NO. 1703 OF 2006.**

Mahadev Dudh Vyavasayik Sanstha
Maryadit and another. ... Petitioners.

V/s.

Shri Ramu Chandu Kumbhar
and others. ... Respondents.

N.V.Bandiwadekar for the petitioners.

Shiv Motariya for the respondents.

**CORAM: V.C.DAGA, J.**

**DATED: 16th March 2006.**

**P.C.:**

. Heard.

. This petition is directed against the order dated 24th February, 2006 passed below Exh.151 in Regular Civil Suit No.42/1998by the Civil Judge, Junior Division, Ajare.

. By consent of parties, respondents are permitted to withdraw their application dated 24th February, 2006 (Exh.151 to the suit) with liberty to move proper application pursuant to the observations made by the learned single Judge of this Court in the order dated 13th February, 2006 while disposing of Writ Petition No.316/2006.

. Needless to mention that in view of withdrawal of the application (Exh.151), the order passed thereon would not survive. All rival contentions are kept open.

. Petition, accordingly, stands disposed of in terms of this order with no order as to costs.

**(V.C.DAGA, J.)**